

STATE OF MICHIGAN
96TH LEGISLATURE
REGULAR SESSION OF 2012

**Introduced by Senators Rocca, Bieda, Emmons, Colbeck, Young, Nofs, Schuitmaker, Jones, Hansen,
Hildenbrand, Proos, Kahn and Marleau**

ENROLLED SENATE BILL No. 455

AN ACT to amend 1927 PA 175, entitled "An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending sections 16i and 16o of chapter XVII (MCL 777.16i and 777.16o), section 16i as amended by 2012 PA 6 and section 16o as amended by 2010 PA 130.

The People of the State of Michigan enact:

CHAPTER XVII

Sec. 16i. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.158	Pub ord	E	Sodomy	15
750.159j	Pub saf	B	Racketeering	20
750.160	Pub ord	D	Disinterring or mutilating dead human body	10
750.160a	Pub ord	H	Photographing dead human body	2
750.160c	Pub ord	D	Improper disposal of dead human body after more than 180 days	10
750.161	Pub ord	G	Desertion, abandonment, or nonsupport	3

750.164	Pub ord	F	Desertion to escape prosecution	4
750.165	Pub ord	F	Failing to pay support	4
750.168(2)(a)	Pub ord	G	Disorderly conduct at a funeral, memorial service, viewing, procession, or burial	2
750.168(2)(b)	Pub ord	F	Disorderly conduct at a funeral, memorial service, viewing, procession, or burial — subsequent offense	4
750.174(4)	Property	E	Embezzlement by agent of \$1,000 to \$20,000, or with prior convictions, or of \$200 to \$1,000 from nonprofit corporation or charitable organization	5
750.174(5)	Property	D	Embezzlement by agent of \$20,000 to \$50,000, or with prior convictions, or of \$1,000 to \$20,000 from nonprofit corporation or charitable organization	10
750.174(6)	Property	C	Embezzlement by agent of \$50,000 to \$100,000	15
750.174(7)	Property	B	Embezzlement by agent of \$100,000 or more	20
750.174a(4)	Property	E	Embezzlement from vulnerable adult of \$1,000 to \$20,000 or with prior convictions	5
750.174a(5)	Property	D	Embezzlement from vulnerable adult of \$20,000 to \$50,000 or with prior convictions	10
750.174a(6)	Property	C	Embezzlement from vulnerable adult of \$50,000 to \$100,000 or with prior convictions	15
750.174a(7)	Property	B	Embezzlement from vulnerable adult of \$100,000 or more or with prior convictions	20
750.175	Pub trst	D	Embezzlement by public officer of more than \$50	10
750.176	Pub trst	E	Embezzlement by administrator, executor, or guardian	10
750.177(2)	Property	D	Embezzlement by chattel mortgagor of \$20,000 or more or with prior convictions	10
750.177(3)	Property	E	Embezzlement by chattel mortgagor of \$1,000 to \$20,000 or with prior convictions	5
750.178(2)	Property	D	Embezzling mortgaged or leased property of \$20,000 or with prior convictions	10
750.178(3)	Property	E	Embezzling mortgaged or leased property of \$1,000 to \$20,000 or with prior convictions	5
750.180	Property	D	Embezzlement by financial institution	20
750.181(4)	Property	E	Embezzling jointly held property with value of \$1,000 to \$20,000 or with prior convictions	5
750.181(5)	Property	D	Embezzling jointly held property with value of \$20,000 or more or with prior convictions	10
750.182	Property	G	Embezzlement by warehouses	4
750.182a	Pub trst	H	Falsifying school records	2

Sec. 16o. This chapter applies to the following felonies enumerated in chapter 750 of the Michigan Compiled Laws:

M.C.L.	Category	Class	Description	Stat Max
750.271	Property	E	Fraudulently issuing or selling domestic securities	10
750.272	Property	G	Sale of fraudulent stock of foreign corporations	10
750.273	Property	E	Obtaining signature with intent to defraud	10
750.274	Property	E	Purchasing or collecting on fraudulent financial document	10
750.276	Property	G	Obtaining signature or promise of vendee of grain to sell at fictitious price	4
750.277	Pub trst	G	Sale or transfer of note of vendee of grain to sell at a fictitious price	4
750.278	Property	G	Issuing or delivering fraudulent warehouse receipt	5

750.279	Property	G	Fraudulent disposal of entrusted property	4
750.280	Property	E	Gross fraud or cheat at common law	10
750.282	Pub ord	G	Fraudulently damaging or using property of utility in amount over \$500	4
750.282a	Property	E	Illegally selling or transferring product or service of electric service provider or natural gas provider to another person	5
750.300	Pub ord	G	Killing or injuring animal to defraud insurance company	2
750.300a(1)(a)	Property	G	Food stamp fraud of \$250 or less - second offense	5
	Property	G	Food stamp fraud of \$250 or less - third or subsequent offense	10
750.300a(1)(b)	Property	E	Food stamp fraud of more than \$250 to \$1,000	5
	Property	E	Food stamp fraud of more than \$250 to \$1,000 - subsequent offense	10
750.300a(1)(c)	Property	E	Food stamp fraud of more than \$1,000	10
750.303	Pub ord	H	Gaming	2
750.313	Pub ord	H	Gambling in stocks, bonds, or commodities	2

Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 459 of the 96th Legislature is enacted into law.

This act is ordered to take immediate effect.

Carol Morey Viventi

Secretary of the Senate

Sam E. Randall

Clerk of the House of Representatives

Approved

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Governor